

Box No. VIII(ii)**DECLARATION: ENTITLEMENT TO APPLY FOR AND BE GRANTED A PATENT**

The declaration must conform to the standardized wording provided for in Section 212; see Notes to Boxes Nos. VIII, VIII(i) to (v) (in general) and the specific Notes to Box No. VIII (ii). If this Box is not used, this sheet should not be included in the request.

Declaration as to the applicant's entitlement, as at the international filing date, to apply for and be granted a patent (Rules 4.17(ii) and 51bis.1(a)(ii)), in a case where the declaration under Rule 4.17(iv) is not appropriate:

In relation to this international application,

BEHR AMERICA INC., is entitled to apply for and be granted a patent by virtue of the following:

an assignment from

KENNEDY, Lawrence C., 4865 Ledgewood Drive, Commerce Twp., Michigan 48382, United States of America dated 15 June 2004 (15.06.2004);

GALLAGHER, James F., 1151 North Alstott Drive, Howell, Michigan 48843, United States of America dated 15 June 2004 (15.06.2004); and

STEPHENSON, Philip, 2740 Bent Tree Drive, Dexter, Michigan 48130, United States of America dated 15 June 2004 (15.06.2004).

This declaration is made for the purposes of all designations, except for the designation of the United States of America



This declaration is continued on the following sheet, "Continuation of Box No. VIII (ii)".